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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

COLUMBIA PICTURES
INDUSTRIES, INC., *et. al.*

Plaintiffs,

v.

GARY FUNG, *et. al.*

Defendants.

DISCOVERY MATTER

The Honorable Jacqueline Chooljian

Case No. CV-06-05578 SVW (JCx)

**DECLARATION OF GIANNI P.
SERVODIDIO IN SUPPORT OF
PLAINTIFFS' *EX PARTE*
APPLICATION FOR PROTECTIVE
ORDER RE RULE 30(b)(6)
DEPOSITIONS – FEES REQUESTED**

Trial Date: November 5, 2013

DECLARATION OF GIANNI P. SERVODIDIO

I, Gianni P. Servodidio, declare as follows:

1. I am an attorney with the law firm of Jenner & Block LLP, and I represent the plaintiff motion picture studios in this action. I submit this declaration in support of Plaintiffs' *Ex Parte* Application for Protective Order Re Rule 30(b)(6) Depositions – Fees Requested. The statements made in this declaration are based on my personal knowledge. True and correct copies of all of the documents referred to in this declaration are appended hereto as indicated. If called to testify as a witness, I would testify as follows:

2. Attached as Exhibit A to my declaration is Defendants' Notice of Deposition of Plaintiffs Pursuant To Fed. R. Civ. P. 30(b)(6), dated September 20, 2013.

3. Attached as Exhibit B to my declaration is Plaintiffs' Notice of *Ex Parte* Application and *Ex Parte* Application for Protective Order re Rule 30(b)(6) Depositions – Fees Requested, ECF # 207, dated August 1, 2007.

4. Attached as Exhibit C to my Declaration is the Court's Order re Plaintiffs' and MPAA's *Ex Parte* Application for Protective Order Re Rule 30(b)(6) Depositions – Fees Requested, dated August 5, 2007.

5. Attached as Exhibit D to my Declaration is Plaintiffs' *Ex Parte* Application for a Protective Order Regarding Defendants' Notice of Taking Oral Deposition of Plaintiffs and for Attorneys' Fees and Costs in *Columbia Pictures Industries, Inc. v. Bunnell* ("Bunnell"), No. CV-06-1093 FMC (JCx), dated July 23, 2007.

6. Attached as Exhibit E to my Declaration is the Court's Order Granting in Part and Denying in Part Plaintiffs' *Ex Parte* Application for Protective Order in *Bunnell*, dated July 27, 2007.

1 7. Attached as Exhibit F is Defendants' Notice of Depositions of
2 Plaintiffs, dated July 28, 2007.

3 8. Attached as Exhibit G is an excerpt of Defendants' Statement of
4 Genuine Issues in Opposition to Plaintiffs' Motion for Summary Judgment on
5 Liability, dated October 3, 2007.

6 9. Attached as Exhibit H are Plaintiffs' Responses and Objections to
7 Defendants' Notice of Deposition of Plaintiffs Pursuant To Federal Rule of Civil
8 Procedure 30(b)(6), dated October 1, 2013.

9 10. Counsel for Defendants have received notice of this *Ex Parte*
10 Application pursuant to Local Rule 7-19.1. The parties met and conferred on
11 September 25 and 26 concerning Defendants' latest notice and they have not agreed
12 to Defendants' topics. On October 1, 2013 I emailed Defendants' counsel and
13 informed them that Plaintiffs would file this application. *See* Exhibit I. I also stated
14 that Plaintiffs consented to Defendants filing their opposition by noon PST on
15 Thursday, October 3, 2013, with Plaintiffs' reply due Friday, October 4, 2013. *Id.*
16 Defendants stated that they intended to oppose this application. *Id.*

17
18 I declare under penalty of perjury under the laws of the United States of
19 America that the foregoing is true and correct.

20
21 Executed on October 1, 2013

22 /s/ Gianni P. Servodidio
23 Gianni P. Servodidio

DECLARATION OF GIANNI P. SERVODIDIO

I, Gianni P. Servodidio, declare as follows:

11. I am an attorney with the law firm of Jenner & Block LLP, and I represent the plaintiff motion picture studios in this action. I submit this declaration in support of Plaintiffs' *Ex Parte* Application for Protective Order Re Rule 30(b)(6) Depositions – Fees Requested. The statements made in this declaration are based on my personal knowledge. True and correct copies of all of the documents referred to in this declaration are appended hereto as indicated. If called to testify as a witness, I would testify as follows:

12. Attached as Exhibit A to my declaration is Defendants' Notice of Deposition of Plaintiffs Pursuant To Fed. R. Civ. P. 30(b)(6), dated September 20, 2013.

13. Attached as Exhibit B to my declaration is Plaintiffs' Notice of *Ex Parte* Application and *Ex Parte* Application for Protective Order re Rule 30(b)(6) Depositions – Fees Requested, ECF # 207, dated August 1, 2007.

14. Attached as Exhibit C to my Declaration is the Court's Order re Plaintiffs' and MPAA's *Ex Parte* Application for Protective Order Re Rule 30(b)(6) Depositions – Fees Requested, dated August 5, 2007.

15. Attached as Exhibit D to my Declaration is Plaintiffs' *Ex Parte* Application for a Protective Order Regarding Defendants' Notice of Taking Oral Deposition of Plaintiffs and for Attorneys' Fees and Costs in *Columbia Pictures Industries, Inc. v. Bunnell* ("*Bunnell*"), No. CV-06-1093 FMC (JCx), dated July 23, 2007.

16. Attached as Exhibit E to my Declaration is the Court's Order Granting in Part and Denying in Part Plaintiffs' *Ex Parte* Application for Protective Order in *Bunnell*, dated July 27, 2007.

